

ELLIS LAWHORNE

John J. Pringle, Jr.
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September 9, 2005

VIA ELECTRONIC AND 1ST CLASS MAIL SERVICE

The Honorable Charles L.A. Terreni

Chief Clerk

South Carolina Public Service Commission

PO Drawer 11649

Columbia SC 29211

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SEP 12 2005

PSO SC
DOCKETING DEPT.

RE: Complaint of BellSouth – Enforcement of Interconnection Agreement
between BellSouth Telecommunications, Inc. and NuVox
Communications, Inc. Docket No. 2005-82-C, **Our File No. 528-10304**

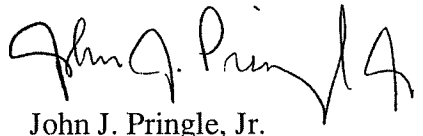
Dear Mr. Terreni:

Pursuant to 26 S.C. Code Regs. 103-850 and the Prefile Letter issued by the Docketing Department in this Docket on June 8, 2005, I request on behalf of NuVox Communications, Inc. ("NuVox") that the Commission issue a *subpoena duces tecum* in the above-referenced Docket to Hamilton E. Russell, III, Esquire, c/o Kenneth L. Millwood, Esquire, Nelson Mullins Riley and Scarborough, LLP, 999 Peachtree Street, NE, 14th Floor, Atlanta, GA 30309-3964. The scope of this subpoena should include providing direct and surrebuttal testimony on behalf of NuVox in the above-referenced Docket (via preparation for prefilings by NuVox, and presentation at the hearing in this Docket). I have attached hereto a Proposed Subpoena.

NuVox further requests, per S.C. Code Ann. § 58-3-40(C), that a Hearing Officer be appointed for this Docket.

With kind regards, I am

Yours truly,



John J. Pringle, Jr.

JJP/cr

cc: Florence P. Belser, Esquire
Patrick Turner, Esquire
Kenneth L. Millwood, Esquire

RETURN DATE: *NA*
CENSE: *OK too*

STATE OF SOUTH CAROLINA)	BEFORE THE PUBLIC SERVICE COMMISSION
)	
COUNTY OF RICHLAND)	DOCKET NO. 2005-82-C
)	
IN RE:)	
Complaint of BellSouth)	
Enforcement of)	
Interconnection Agreement)	SUBPOENA DUCES TECUM
between BellSouth)	
Telecommunications, Inc.)	
and NuVox Communications,)	
Inc.)	
_____)	

TO: Hamilton E. Russell, III, Esquire
c/o Kenneth L. Millwood, Esquire
Nelson Mullins Riley & Scarborough LLP
999 Peachtree Street, NE, 14th Floor
Atlanta GA 30309-3964

You are hereby strictly and firmly enjoined that, all business being laid aside, and excuses ceasing, you cooperate with NuVox Communications, Inc. in the preparation of the following documents:

1. Direct Testimony of Hamilton E. Russell, III (for filing September 21, 2005); and
2. Surrebuttal Testimony of Hamilton E. Russell, III (for filing October 3, 2005).

Further, you are hereby commanded to appear and give testimony at the hearing in the above-referenced Docket that will take place at 10:30 am on Wednesday October 5, 2005 before the Commission in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina.

This subpoena is requested by NuVox Communications, Inc. and shall remain in effect until the case is concluded.

Witness, Charles L.A. Terreni, Chief Clerk/Administrator, Columbia, South Carolina, this _____ day of September, in the year of our Lord Two Thousand Five.

Charles L. A. Terreni
Chief Clerk/Administrator
Public Service Commission of
South Carolina

**BEFORE THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION
DOCKET NO. 2005-82-C**

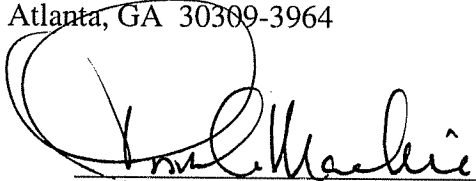
In re:)
)
Enforcement of Interconnection Agreement)
Between BellSouth Telecommunications, Inc. and)
NuVox Communications, Inc.)
_____)

This is to certify that I have caused to be served this day, one (1) copy of the **Request for Subpoena** by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

Florence P. Belser, Esquire
Office of Regulatory Staff
PO Box 11263
Columbia SC 29211

Patrick W. Turner, Esquire
BellSouth Telecommunications, Inc.
1600 Williams Street
Suite 5200
Columbia SC 29201

Kenneth L. Millwood, Esquire
Nelson Mullins Riley & Scarborough, LLP
999 Peachtree Street, NE, 14th Floor
Atlanta, GA 30309-3964



Trina Mackie

September 9, 2005
Columbia, South Carolina